

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

\_\_\_\_\_  
MARCUS BLUE,

X

Plaintiff,

Case #: 07 CV 6471

**Notice of Motion**

-against-

THE CITY OF NEW YORK, POLICE OFFICER PHILIP  
TUCCIARONE Shield #19414, TRAFFIC AGENT ASHIM  
DAS T-301,

Defendants.  
\_\_\_\_\_

X

PLEASE TAKE NOTICE, that the within Plaintiff, MARCUS BLUE , hereby moves this Court to strike the Answer of Defendant City of New York and officer defendants and/or preclude defendant from offering testimony or documents at trial, and for such other and further relief as this Court may deem just and proper.

DATED: Brooklyn, New York  
May 21, 2008

Respectfully Submitted:

**LAW OFFICE OF DAVID A. ZELMAN**

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